

Court of Appeals, State of Michigan

ORDER

Ernest Norwood Jr v Faygo Beverages Inc

Docket No. 283697

LC No. 07-000186

Jane M. Beckering
Presiding Judge

William B. Murphy

Jane E. Markey
Judges

Pursuant to MCR 7.205(D)(2), in lieu of granting the application for leave to appeal, the Court PEREMPTORILY REVERSES the January 16, 2008 decision and order of the Worker's Compensation Appellate Commission, which dismissed defendant employer's claim for review, and REMANDS this matter for a decision on the merits. *Kurtz v Faygo Beverages, Inc*, 466 Mich 186; 644 NW2d 710 (2002). This order has immediate effect. MCR 7.215(F)(2). We do not retain jurisdiction.

Markey, J. would deny the application for leave to appeal.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

MAY 21 2008

Date

Sandra Schultz Mengel
Chief Clerk